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Gillam v. Landricu, 455 F. Supp. 1030, 1039 (E.D. La. 1978)	
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Haefner v. Apcoa Parking, Inc., 130 Misc ²² 203	20
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Harrell v. City of New York, 138 F. Supp. 3d 479 S.D.N.Y. 2015)	1, 10, 14
Hernandez v. European Auto Co. Inc., 487 F. ^{2d} 378 (2 nd Cir. 1973)	
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Krimstock v. Kelly, 306 F.3d 40 (2nd Cár. 2002)	6, 9, 11, 13, 14
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Lee v. Thornton, 538 F. ^{2d} 27, 31 (2 nd Cir. 1976)	
Lugar v. Edmondson Oil Co., 457 U.S. 922, 937 (1982)	5
Matthews v. Eldridge, 424 U.S. 319 (1976)	
McClendon v. Rosetti, 460 F.3d 111 (2nd Cir. 1972)	
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Melendez v. Mitchell, 394 Fed. App'x 739 (2nd Cir. 2010)	4
Memphis Light, Gas & Water Div. v. Craft, 436 U.S. 1 (1978)	
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Morris-Hayes v. Bd. of Educ., 423 F. M 153 (2nd Cir. 2005)	
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Victor v. Milicevic, 361 Fed. App'x 212 (2nd Cir. 2010)
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STATUTES
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